

DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

BRAIN FUNCTION SCAN SYSTEM

the specification of which (check one)

☒ is attached hereto.

☐ was filed on _____ as Application Serial No. _____ and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)

(NONE)

PRIORITY CLAIMED

(Number) (Country) (Day/Month/Year)

☐
Yes

☐
No

EL 869 561 497 U5

(Number) (Country) (Day/Month/Year)

☐
Yes☐
No

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112. I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

08/908,456	August 7, 1997	Pending
Application Serial No.	Filing Date	Status: (Patented, Pending Abandoned)

Application Serial No.	Filing Date	Status: (Patented, Pending, Abandoned)
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And I hereby appoint:

ELIOT S. GERBER - Registration No. 18,115;
99 Park Avenue - 8th Floor
New York, New York 10016
Telephone: 212 681-0800
Facsimile: 212-681-0810

my attorney, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor:

ERWIN ROY JOHN

Full name of second inventor, if any:

Inventor's signature:

E R John

Date: 10/14/99

Citizenship: United States of America

Residence:

1010 Orienta Avenue

Mamaroneck, New York 10543

Post Office Address:

(SAME)

Full name of third inventor:

Inventor's signature:

Date: _____

Citizenship: _____

Inventor's signature:

Date: _____

Citizenship: _____

Residence:

Post Office Address:

Residence:

Post Office Address:

United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor:

Full name of second inventor, if any:

MICHAEL SASHA JOHN

Inventor's signature:

Inventor's signature:

Michael Sasha John

Date:

Date: Nov 5, 1999

Citizenship:

Citizenship: United States of America

Residence:

Residence:

3560 Bathurst Street

North York, Ontario, Canada M6A-2E1

Post Office Address:

Post Office Address:

(SAME)

Full name of third inventor:

Residence:

Inventor's signature:

Date:

Post Office Address:

Citizenship:

A S S I G N M E N T

WHEREAS, I, MICHAEL SASHA JOHN, a citizen of the United States of America, residing at Mamaroneck, New York, hereinbelow called "Assignor", am the owner of the entire right, title and interest in and to the following United States Patent Application:

Patent Application entitled
"BRAIN FUNCTION SCAN SYSTEM"

for which an Application for Letters Patent of the United States was filed in the United States Patent and Trademark Office on August 7, 1997 under Serial Number 08/908,456; and in and to the invention described therein, all of said applications, Letters Patent and inventions, and any applications for Letters Patent which may be or may have been filed anywhere in the world on and any Letters Patent which may eventuate from any of them (and I represent and warrant that I am the sole inventor thereof) or from any divisions, continuations and reissues which may have been or may be made, filed or granted on any of them, being collectively hereinbelow called the "Subject Patent Rights"; and

WHEREAS, NEW YORK UNIVERSITY, a corporation of the State of New York, having offices and a principal place of business at 70 Washington Square South, New York, New York 10012, hereinbelow called the "Assignee", is desirous of acquiring the Assignor's rights, title and interest in and to the said Subject Patent Rights;

NOW, THEREFORE, BE IT KNOWN that for and in consideration of the sum of One Dollar (\$1.00) paid by the said Assignee, and other good and valuable consideration, the receipt of all of which is hereby acknowledged, the said Assignor has sold, assigned, transferred and set over, and by this document does hereby sell, assign, transfer and set over to the said Assignee, its successors and assigns, the entire rights, title and interest throughout the world in and to the said Subject Patent Rights and in and to all rights to recover for past infringement thereof;

TO HAVE AND TO HOLD the same to the full end of the term or terms of any of said patents, as the same might have been held by the said Assignor had this sale and assignment not been made;

AND the Commissioner of Patents is requested to issue all of said patents, when granted, in accordance with this sale and assignment.

For the consideration stated above, said Assignor hereby covenants and agrees to and with the said Assignee, its successors, assigns, nominees or other legal representatives all facts known to said Assignor respecting said Subject Patent

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Rights, whenever requested, and to deliver to the said Assignee with this assignment, or on request all documents and materials in the possession, custody or control of said Assignor and evidencing the conception, construction, testing and reduction to practice (and all steps leading up to such reduction to practice) of each invention included in the Subject Patent Rights; and (b) that whenever said Assignee's counsel or representative, or the counsel or representative of its immediate or remote successor or assigns, shall advise that an application for any of such inventions or an amendment to or a division of or any other proceeding or action in connection with any of said applications, including opposition or interference proceedings, is lawful and desirable, or that a continuation or reissue of any of said applications or Letters Patent is lawful and desirable, said Assignor shall sign or cause a proper party to sign all lawful papers and drawings, make all rightful oaths and affidavits, and do all lawful acts necessary or desirable to be done for the filing, prosecution and procurement of valid Letters Patent for any such inventions, and for the filing, prosecution or procurement of any reissues or divisions or continuations or disclaimers of the same, and shall do all lawful acts necessary or desirable to evidence and to secure to the said Assignee, its successors and assigns, the title to and full benefit of all rights hereby assigned, and to testify in any legal proceedings and do everything lawfully possible to aid said Assignee, its successors, assigns and legal representatives to obtain and enforce proper patent protection in all countries for each invention indicated in said Subject Patent Rights, all without charge to said Assignee or its successors or assigns, but at its or their expense.

For the consideration stated above, the said Assignor has also sold, assigned, transferred and set over and by this document does sell, assign, transfer and set over to the said Assignee, its successors and assigns or the nominees of any of them, the entire rights, title and interest in and to any and all Letters Patent and applications for Letters Patent which have been or may be filed or granted in any countries foreign to the United States for any invention included in the Subject Patent Rights aforesaid, and said Assignor does hereby authorize and empower said Assignee and its successors, assigns or nominees to apply for and to prosecute and procure Letters Patent or other form of protection on any of said inventions in its own name or in the name of its successors, assigns or nominees, as may be appropriate, in any or all countries where Assignee may desire to file such applications; and said Assignor hereby covenants and agrees to sign or to cause a proper party to sign all lawful papers and drawings, make all rightful oaths, execute all rightful affidavits, and do all lawful acts necessary or desirable to be done for the procurement and maintenance of Letters Patent or other form of protection for any of said

inventions in countries foreign to the United States, and for further investing or confirming the right and title thereto in the Assignee, its successors, assigns or nominees, but at its or their expense.

Michael Sasha John 6/21/99
MICHAEL SASHA JOHN

Dated: June 21, 1999

SIGNED IN THE PRESENCE OF TWO WITNESSES:

(1) [Signature]
(2) Gene Buxenweg

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